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Attorneys for Plaintiff

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA,)
)
Plaintiff,)
)
v.)
)
BRIAN DUNNING,)
)
Defendant.)

No. CR 10-00494 EJD

STIPULATION TO CONTINUE DATE
FOR HEARING ON DEFENDANT'S
MOTION TO SUPPRESS EVIDENCE

Date: February 25, 2013
Time: 3:00 p.m.

Before The Hon. Edward J. Davila

The parties, through their respective counsel, hereby agree and stipulate as follows:

1. The parties would like to continue the date for the parties to appear on the captioned motion by one week, to Monday, March 4, 2013, at 3:00 p.m.

2. The grounds for the continuance are that the parties are engaged in discussions which, if they prove fruitful, might obviate the need for the motion to be heard at all. To permit the parties some breathing room, they respectfully ask that the hearing be continued one week, as set forth in the preceding paragraph, and that the government's date to respond to the motion, should a response be necessary, be continued to Tuesday, February 19, 2013, with any reply to be filed on or before Tuesday, February 26, 2013.

STIPULATION AND ORDER

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2
3 /s/
4 STEPHEN R. COOK, ESQ.
5 Counsel for Brian Dunning
6 DATE: February 12, 2013

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8 MELINDA HAAG
9 United States Attorney


10 /s/
11 DAVID R. CALLAWAY
12 Counsel for Plaintiff
13 DATE: February 12, 2013

14 **ORDER**

15 Based upon the foregoing Stipulation and good cause appearing,

16 IT IS HEREBY ORDERED that the captioned motion shall be heard on **Monday, March**
17 25,2013 **at 3:00 p.m.**, before The Honorable Edward J. Davila, United States District Judge. The
18 parties' opposition and reply dates shall be those set forth in the stipulation.

19 DATED: 2/13/2013

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22 THE HON. EDWARD J. DAVILA
23 United States District Judge
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